

JAN 05 2006

Facsimile Cover Page

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Fax Number: 15712738300

From: Fred Zollinger

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Pages: Memo page(s) plus 2 page(s) of attachments

Subject: 10/038,563 Response to Notice - 2 pages

Please enter the attached 2 page response.

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Thursday, January 5, 2006 5:36:40 PM EST

Zollinger & Burleson Ltd. (866/311-9964)

JAN 05 2006

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Response to Notice

Applicant: Ripich
Serial No.: 10/038,563
Filing Date: 1/3/2002
Examiner: Baxter, Jessica
Art Unit: 3733
Confirmation No.: 7118
Attorney Docket No.: 1276-N

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

I hereby certify this Correspondence is being deposited with the United States Postal service with sufficient postage for first class mail in an envelope address to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted (571-273-8300) to the USPTO, on January 5, 2006.



Fred H. Zollinger III, Reg. No. 39,438

Sir:

This Response is in reply to the Notice to File Corrected Application Papers mailed 28 December, 2005. The Publishing division indicates that the application is incomplete because Mr. Wesley Koontz has not filed signed papers with the application. The Applicant respectfully traverses the objection by the publishing division. The Application is complete and ready for issuance.

The signature of Mr. Wesley C. Koontz was submitted 01 May, 2002, with the Response to Notice to File Missing Parts of Application.

The Applicant notes, however, that the inventorship of this application was amended on 22 February, 2005 when the claims were amended in response to a restriction requirement. An inventorship amendment under 37 CFR § 1.48(b) was filed and entered by the Examiner. A new Declaration and Power of Attorney was filed on the same day by the only inventor remaining for the pending claims.

In view of the foregoing, the Applicant respectfully requests the issuance of the application.

Respectfully submitted,



Fred H. Zollinger III, Reg. No. 39,438

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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JAN 05 2006

Serial Number
10038563

Date Mailed
12/28/05

NOTICE TO FILE CORRECTED APPLICATION PAPERS***Notice of Allowance Mailed***

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 30 days from the mail date of this Notice within which to correct the informalities indicated below. A failure to reply will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136 (a) or (b).

- ♦ Inventor's signature is missing from the oath/declaration/ADS. No petition under Rule 1.47 filed. (Wesley Koontz) Fax missing information to number below or e-mail.
 - For status updates visit <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR System, contact the Electronic Business Center (EBC) toll free at 866-217-9197.

APPLICANT MUST SUPPLY MISSING INFORMATION WITHIN 30 DAYS OF THE MAIL DATE OF THIS NOTICE.

A copy of this notice **MUST** be returned with the reply. Please address response to Commissioner for Patents P.O. Box 1450
Alexandria, VA 22313-1450


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